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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ADRIAN R. OCHOA,
Plaintiff,

v.

SHERRI FLETCHER, et al.,
Defendants.

Case No. [19-cv-03987-DMR](#) (PR)

ORDER OF TRANSFER

On July 11, 2019, Plaintiff, a state prisoner, filed a *pro se* civil rights action pursuant to 42 U.S.C. § 1983. Dkt. 1.

On that same day, the Clerk of the Court sent a notice directing Plaintiff to either pay the filing fee or submit an *in forma pauperis* (“IFP”) application, a Certificate of Funds, a six-month statement completed and signed by an authorized officer at the prison. Dkt. 2. The Clerk also informed Plaintiff that this action has been assigned to the undersigned Magistrate Judge.¹ Dkt. 3.

The acts complained of occurred at the High Desert State Prison in Lassen County, which is located in the Eastern District of California, and it appears that the Defendants resides in that district. Venue, therefore, properly lies in that district and not in this one. *See* 28 U.S.C. § 1391(b).

Accordingly, in the interest of justice and pursuant to 28 U.S.C. § 1406(a), this action is TRANSFERRED to the United States District Court for the Eastern District of California.² The Clerk shall transfer the case forthwith.

¹ To date, Plaintiff has not yet returned the form indicating whether he consents to or declines magistrate judge jurisdiction in this action.

² Venue transfer is a non-dispositive matter and, thus, it falls within the scope of the jurisdiction of the undersigned Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(A).

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1 If Plaintiff wishes to further pursue this action, he must complete the IFP application form
2 required by the United States District Court for the Eastern District of California and mail it to that
3 district.

4 All pending motions are TERMINATED on this court's docket as no longer pending in
5 this district.

6 IT IS SO ORDERED.

7 Dated: July 23, 2019



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9 DONNA M. RYU
10 United States Magistrate Judge

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1 ADRIAN R OCHOA,
2 Plaintiff,

3 v.
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5 SHERRI FLETCHER, et al.,
6 Defendants.
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9 Case No. 4:19-cv-03987-DMR

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11 **CERTIFICATE OF SERVICE**

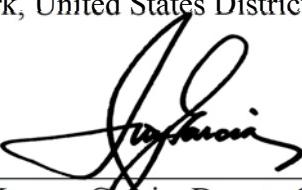
12 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S.
13 District Court, Northern District of California.

14 That on July 23, 2019, I SERVED a true and correct copy(ies) of the attached, by placing
15 said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by
16 depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery
17 receptacle located in the Clerk's office.

18 Adrian R Ochoa ID: J13876
19 California State Prison - Los Angeles County ASU-156L
20 PO Box 4430
21 Lancaster, CA 93539

22 Dated: July 23, 2019

23 Susan Y. Soong
24 Clerk, United States District Court

25 By: 
26 Ivy Lerma Garcia, Deputy Clerk to the
27 Honorable DONNA M. RYU